



ATTY DOCKET NO. NOKIA.07US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Sinikka SARKKINEN et al.  
Application No. : 10/076,617  
Filing Date : February 19, 2002  
Art Unit : 2684  
Examiner : Tilahun Gesesse  
Title : ADAPTIVE POWER CONTROL FOR MULTICAST DATA

December 12, 2005

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Sir:

Applicants gratefully acknowledge the Notice of Allowability dated November 15, 2005. The Examiner's Statement of Reasons for Allowance repeats verbatim the Examiner's comments made in the previous Office Action dated July 18, 2005 with respect to the anticipation rejection of independent claims 1, 9, 15 and 23 based on Dominique.

Applicants argued on pages 7-8 of the Amendment filed October 18, 2005 that Dominique did not disclose a method of controlling the power level of multicast data transmissions. Although this argument was persuasive, and the Statement of Reasons for Allowance refers to the argument, the Examiner's Statement of Reasons for Allowance mistakenly repeats the statement that "the prior art Dominique discloses a method of controlling the power level of multicast data transmissions..." Applicants wish to point out

this inconsistency and clarify that the claims are allowable at least in part because Dominique does not disclose a method of controlling the power level of multicast data transmissions.

Applicants also note that the Statement of Reasons for Allowance states: "[o]n the other hand, the present application discloses..." This statement mistakenly refers to what the applicant discloses, whereas it is clear that applicants' argument was directed toward the features recited in the independent claims. Applicants also note that they had submitted further reasons for the allowability of many of the dependent claims and that such dependent claims are further allowable for those reasons as well even though they are not mentioned in the Statement of Reasons for Allowance.

An Issue Fee Transmittal accompanies this Comment on Statement of Reasons for Allowance. Please charge any shortage in fees, including extension of time fees, to Deposit Account No. 10-0100 (NOKIA.07US) and please credit any excess fees to such Deposit Account.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Robert Bauer", written over a horizontal line.

Robert Bauer, Reg. No. 34,487

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